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13 Attorneys for **Plaintiff**
 14 **Synapsis, LLC**

15 **UNITED STATES DISTRICT COURT**
 16 **NORTHERN DISTRICT OF CALIFORNIA SAN JOSE DIVISION**

17 SYNAPSIS, LLC, a Nevada Limited Liability) Case No: C 05-01524 JF
 18 Company,)

19 Plaintiffs

20 vs.

21 EVERGREEN DATA SYSTEMS, INC., etc.,)
 22 et al,)

23 Defendants.)

) **STIPULATION TO EXTEND THE**
) **DISCOVERY CUT-OFF DATE FROM**
) **JANUARY 28, 2007 TO FEBRUARY**
) **28, 2007, ETC.**

) Hon. Jeremy Fogel, Judge Presiding

24 **AND RELATED COUNTER-CLAIM**

25 {00081410.DOC}

1 Plaintiff and Counter-Defendant SYNAPSIS, LLC, and Defendants & Related
2 Counter-Claimants Evergreen Data Systems, Inc., Bruce R. McAllister and Steven J.
3 Demartini by and through their attorneys stipulate as follows:

4 WHEREAS, the current discovery cut-off date is January 28, 2007; and

5 WHEREAS, the parties agreed to extend the discovery cut-off date to February 28,
6 2007 and the deposition cut off date for certain depositions to March 6, 2007; except that
7 Synapsis' PMK and third party witness Tim Short may be deposed on or before April 3,
8 2007, and Brian Falor may be deposed after the discovery cut-off at a time convenient to
9 Mr. Falor and all parties.

10 IT IS HEREBY STIPULATED by and between the parties hereto through their
11 respective attorneys of record to extend the discovery cut-off date to February 28, 2007 and
12 the deposition cut off date for certain depositions to March 6, 2007; except that Synapsis'
13 PMK and third party witness Tim Short may be deposed on or before April 3, 2007, and
14 Brian Falor may be deposed after the discovery cut-off at a time convenient to Mr. Falor
15 and all parties.

16 DATED: February 28, 2007

William K. Mills

PARKER MILLS MORIN LLP



William K. Mills

Attorney for Plaintiff

SYNAPSIS, LLC

21 DATED: February 28, 2007

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Daniel C. DeCarlo

Jonathan S. Pink

Attorneys for Defendants & Related
Counter-Claimants **EVERGREEN DATA
SYSTEMS, INC., BRUCE R.
MCALLISTER AND STEVEN J.
DEMARTINI**

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ORDER

Considering the foregoing stipulation,

IT IS SO ORDERED.

DATED: February 7, 2007
March



Hon. Jeremy Fogel
UNITED STATES DISTRICT JUDGE